



94TH GENERAL ASSEMBLY

State of Illinois

2005 and 2006

HB4084

Introduced 5/27/2005, by Rep. Elizabeth Coulson - Roger L. Eddy - Renee Kosel - Rosemary Mulligan - Carolyn H. Krause, et al.

SYNOPSIS AS INTRODUCED:

105 ILCS 5/14-13.01

from Ch. 122, par. 14-13.01

Amends the Children with Disabilities Article of the School Code. Increases the reimbursement amount to school districts for teachers, professional workers, directors, school psychologists, and non-certified employees.

LRB094 12554 NHT 47140 b

FISCAL NOTE ACT
MAY APPLY

1 AN ACT concerning education.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The School Code is amended by changing Section
5 14-13.01 as follows:

6 (105 ILCS 5/14-13.01) (from Ch. 122, par. 14-13.01)

7 Sec. 14-13.01. Reimbursement payable by State; Amounts.
8 Reimbursement for furnishing special educational facilities in
9 a recognized school to the type of children defined in Section
10 14-1.02 shall be paid to the school districts in accordance
11 with Section 14-12.01 for each school year ending June 30 by
12 the State Comptroller out of any money in the treasury
13 appropriated for such purposes on the presentation of vouchers
14 by the State Board of Education.

15 The reimbursement shall be limited to funds expended for
16 construction and maintenance of special education facilities
17 designed and utilized to house instructional programs,
18 diagnostic services, other special education services for
19 children with disabilities and reimbursement as provided in
20 Section 14-13.01. There shall be no reimbursement for
21 construction and maintenance of any administrative facility
22 separated from special education facilities designed and
23 utilized to house instructional programs, diagnostic services
24 and other special education services for children with
25 disabilities.

26 (a) For children who have not been identified as eligible
27 for special education and for eligible children with physical
28 disabilities, including all eligible children whose placement
29 has been determined under Section 14-8.02 in hospital or home
30 instruction, 1/2 of the teacher's salary but not more than
31 \$1,000 annually per child or \$8,000 per teacher for the
32 1985-1986 school year through the 2005-2006 school year, \$2,000

1 per child or \$9,000 per teacher for the 2006-2007 school year,
2 and \$3,000 annually per child or \$10,000 per teacher for the
3 2007-2008 school year and thereafter, whichever is less.

4 Children to be included in any reimbursement under this
5 paragraph must regularly receive a minimum of one hour of
6 instruction each school day, or in lieu thereof of a minimum of
7 5 hours of instruction in each school week in order to qualify
8 for full reimbursement under this Section. If the attending
9 physician for such a child has certified that the child should
10 not receive as many as 5 hours of instruction in a school week,
11 however, reimbursement under this paragraph on account of that
12 child shall be computed proportionate to the actual hours of
13 instruction per week for that child divided by 5.

14 (b) For children described in Section 14-1.02, 4/5 of the
15 cost of transportation for each such child, whom the State
16 Superintendent of Education determined in advance requires
17 special transportation service in order to take advantage of
18 special educational facilities. Transportation costs shall be
19 determined in the same fashion as provided in Section 29-5. For
20 purposes of this subsection (b), the dates for processing
21 claims specified in Section 29-5 shall apply.

22 (c) For each professional worker excluding those included
23 in subparagraphs (a), (d), (e), and (f) of this Section, the
24 annual sum of \$8,000 for the 1985-1986 school year through the
25 2005-2006 school year, \$9,000 for the 2006-2007 school year,
26 and \$10,000 for the 2007-2008 school year and thereafter.

27 (d) For one full time qualified director of the special
28 education program of each school district which maintains a
29 fully approved program of special education the annual sum of
30 \$8,000 for the 1985-1986 school year through the 2005-2006
31 school year, \$9,000 for the 2006-2007 school year, and \$10,000
32 for the 2007-2008 school year and thereafter. Districts
33 participating in a joint agreement special education program
34 shall not receive such reimbursement if reimbursement is made
35 for a director of the joint agreement program.

36 (e) For each school psychologist as defined in Section

1 14-1.09 the annual sum of \$8,000 for the 1985-1986 school year
2 through the 2005-2006 school year, \$9,000 for the 2006-2007
3 school year, and \$10,000 for the 2007-2008 school year and
4 thereafter.

5 (f) For each qualified teacher working in a fully approved
6 program for children of preschool age who are deaf or
7 hard-of-hearing the annual sum of \$8,000 for the 1985-1986
8 school year through the 2005-2006 school year, \$9,000 for the
9 2006-2007 school year, and \$10,000 for the 2007-2008 school
10 year and thereafter.

11 (g) For readers, working with blind or partially seeing
12 children 1/2 of their salary but not more than \$400 annually
13 per child. Readers may be employed to assist such children and
14 shall not be required to be certified but prior to employment
15 shall meet standards set up by the State Board of Education.

16 (h) For necessary non-certified employees working in any
17 class or program for children defined in this Article, 1/2 of
18 the salary paid or \$2,800 annually per employee through the
19 2005-2006 school year, \$3,800 per employee for the 2006-2007
20 school year, and \$4,800 annually per employee for the 2007-2008
21 school year and thereafter, whichever is less.

22 The State Board of Education shall set standards and
23 prescribe rules for determining the allocation of
24 reimbursement under this section on less than a full time basis
25 and for less than a school year.

26 When any school district eligible for reimbursement under
27 this Section operates a school or program approved by the State
28 Superintendent of Education for a number of days in excess of
29 the adopted school calendar but not to exceed 235 school days,
30 such reimbursement shall be increased by 1/185 of the amount or
31 rate paid hereunder for each day such school is operated in
32 excess of 185 days per calendar year.

33 Notwithstanding any other provision of law, any school
34 district receiving a payment under this Section or under
35 Section 14-7.02, 14-7.02b, or 29-5 of this Code may classify
36 all or a portion of the funds that it receives in a particular

1 fiscal year or from general State aid pursuant to Section
2 18-8.05 of this Code as funds received in connection with any
3 funding program for which it is entitled to receive funds from
4 the State in that fiscal year (including, without limitation,
5 any funding program referenced in this Section), regardless of
6 the source or timing of the receipt. The district may not
7 classify more funds as funds received in connection with the
8 funding program than the district is entitled to receive in
9 that fiscal year for that program. Any classification by a
10 district must be made by a resolution of its board of
11 education. The resolution must identify the amount of any
12 payments or general State aid to be classified under this
13 paragraph and must specify the funding program to which the
14 funds are to be treated as received in connection therewith.
15 This resolution is controlling as to the classification of
16 funds referenced therein. A certified copy of the resolution
17 must be sent to the State Superintendent of Education. The
18 resolution shall still take effect even though a copy of the
19 resolution has not been sent to the State Superintendent of
20 Education in a timely manner. No classification under this
21 paragraph by a district shall affect the total amount or timing
22 of money the district is entitled to receive under this Code.
23 No classification under this paragraph by a district shall in
24 any way relieve the district from or affect any requirements
25 that otherwise would apply with respect to that funding
26 program, including any accounting of funds by source, reporting
27 expenditures by original source and purpose, reporting
28 requirements, or requirements of providing services.

29 (Source: P.A. 92-568, eff. 6-26-02; 93-1022, eff. 8-24-04.)